IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

CONTEMPT PETITION NO. 52 /2003 Single Bench

DURGA PRASAD KAUSHIK SON OF SHRI KEDAR NATH KAUSHIK AGED 44 YEARS COMPOUNDER, PRIMARY HEALTH CENTRE BASTAR, R/O BAZAR PARA, BASTAR.		**APPLICANT/** PETITIONER
	VERSUS	
1. DR. R.K. RAJMANI, DIRECTOR, HEALTH SERVICES, RAIPUR 2. DR. R.R. SAHANI, SON OF LATE LALIT SAHANI, CHIEF MEDICAL & HEALTH OFFICER, JAGDALPUR 3. DR. GANESH DAS SON OF SHRI S.N. DAS, BLOCK MEDICAL OFFICER, PRIMARY HEALTH CENTRE, BASTAR		**CONTEMNORS** NON-APPICANTS

P.R. No. ..... Presented by Shri B.P. Sharma ..... dated ..... 02/05/03 .....

CONTEMPT PETITION UNDER SECTION 12 OF THE CONTEMPT OF COURT ACT, 1971.

(36)

HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

SINGLE BENCH : HON'BLE SHRI H.L. DATTU, C.J.

Contempt Petition No.52 of 2003

Petitioner: Durga Prasad Kaushik

versus

Respondents: Dr. R.K.Rajmani and others

Present:

Shri B.P.Sharma, counsel for the petitioner.

Shri R.S.Marhas, counsel for respondent No.1.

None appears for other respondents.

ORAL ORDER

(Passed on 2nd March, 2007)

This Court had passed the following interim order in Writ Petition No.489 of 2003 on 17-3-2003 :-

> "Having heard the facts and circumstances and material on record, it is directed that undisputed amount, if any, be paid to the petitioner within a month."

2. The petitioner alleges that the respondents have not complied with the interim orders and directions issued by this Court. The petitioner has stated in the contempt petition that the respondents have committed an act of contempt of this Court.

3. Notices of the contempt petition were ordered to be issued and served on the respondents. Respondent No.1 has entered his

appearance through learned counsel and has also filed his counter affidavit. In that, he has categorically stated that the respondents have already paid the undisputed amount to the petitioner and no undisputed amount is outstanding, therefore, he has not disobeyed voluntarily the orders and directions issued by this Court.

4. I have carefully perused the interim order passed by this Court. The interim order says that the respondents shall pay the undisputed amount, if any.

5. Since the respondents are disputing the claim of the petitioner, it cannot be said that respondent No.1 has willfully and deliberately disobeyed the orders and directions issued by this Court.

6. In that view of the matter, the contempt proceedings are dropped. Ordered accordingly.

7. Consequently, I.A.No.12018/2003 stands disposed of.

Sd/-
Chief Justice

YOGENDRA SINGH KANWAR
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Date: 2025.04.25 17:49:43 +0530